

Friday Morning, August 18, 1865.

To Advertisers & the Public

THE DAILY BRITISH COLONIST,
published every morning (twelve days excepted),
is the largest and most widely circulated
journal in Her Majesty's Possessions on the
Pacific.Resident Subscribers may have the same left at
their residence at 25 cents per week, by
turning their address at the Office of Pub-
lication.**THE WEEKLY BRITISH COLONIST**,
published every Tuesday, will be mailed or left
at the residence of Subscribers, ready for
mailing, at 25 cents per week, payable to the
carrier.JOB PRINTING.
THE BRITISH COLONIST, PUB-
LISHED BY M'NALLY, having received a large
addition to the number of subscribers, and
being well supplied with paper, will execute orders to any extent
with neatness and dispatch, at a slight advance
on San Francisco prices.

THE VEXED QUESTION.

In another column will be found the names
of those property owners who feel themselves aggrieved at the erection of fences on
the Church Reserve. It will be seen that
they comprise many of the most respectable
as well as influential of our citizens—the in-
fluence of the Chronicle to the contrary notwithstanding.When such men as these pray for
the Mayor and the City Council to have the
erections, which they properly term nuisances,
on the reserve removed, their petition cannot
be lightly treated nor their motives impugned.They make a demand which is as just and
as tenable as if the obstructions were placed
within a foot of their own doors. The
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it is but natural that their claims, although
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chased from the Hudson's Bay Company on
the distinct understanding that the reserve
was always to be an open square. After
the lapse of nearly seven years they
find that the open square has been
turned into an enclosure, and the property
leased for the purpose of building.The first material effect on them is the rapid
depreciation of the value of their town lots,
and here we have a very natural as well as
a very just cause of indignation against the
"fences." In any other free country the
obstructions would long ere this have been
torn down by the outraged property owners
themselves, but in Vancouver Island the
people have been used to high-handed mea-
sures on the part of those in authority or
position that injuries as well as indignities
are suffered with a patience that is "more
honored in the breach than in the observ-
ance." The Council, it is, however, asked to
have the fences removed, and, on the more
general grounds of obstructing public rights
of way as well as infringing public rights,
it expresses its desire to carry out the prayer
of the petition. For the fifth time the
Mayor is thus asked to step in and protect the
interests of the city. Mr. Harris has got
a week's breathing time, and his
decision is to be given to the Council on
Monday evening. That decision may em-
brace one of three courses. It will show to
the inhabitants that the Mayor by some
mysterious means or other is unwilling to
act, or it will indicate an earnest desire to
carry out the wishes of the public in either
summoning the offending parties or having
the fences without any more delay removed.
The latter would be not only the most popular
but the wisest course. That line of action
that throws the onus of legal initiation on the
Church party is the proper line to take; for
it gives the public the strong, and in this
instance impregnable position of defence.The *onus probandi* is thrown on Bishop Hills,
and his position of plaintiff requires him to
have a three-fourths verdict. If, on the
other hand, the Mayor is sufficiently ill-ad-
vised to make the city the plaintiff, the ad-
vantages will then all be on the side of the
Church; for while the city will be obliged
to have six out of eight jurors, the former
body will, acting on the defensive, only re-
quire three. The immediate removal of the
fences is therefore the most economical, as
well as the most effective, course to follow.To put the exact position of affairs before
the public, we may briefly summarise:—The
ground is claimed in the first instance as pub-
lic property, because the public has had
the uninterrupted use of it for seven years,
and because the conditions of sale of the
surrounding property made it necessary that
it should always be kept open. In the second
place rights of way are claimed which run
across the reserve in various directions. The
first argument is that neither the Hudson's
Bay Company nor the Home Government
had any right to sell or donate the reserve,
after the property in the vicinity had been
sold. It was then clearly as much a part of the
public property as the streets themselves,
which, however, ludicrous enough, were at
one time claimed by the Company. In other
words, the Home Government had just about
as much right to deed away the end of Gov-
ernment street as they had to convey to the
Church the reserve. When we go to the
question of right-of-way we find it in much
the same position as Beacon Hill Park. The
public have certain walks over the Park and
round it, but we would like to see any party
attempt to confine the inhabitants to these
walks by fencing in the untrouled portion of
the hill. The reserve in this respect stands
in the same position as the park; it is not a
right of way from this street to that which
will satisfy the inhabitants, but the whole
area embraced within the term on the city
map.

CRICKET.

THE ADJOURNED MEETING OF
THE Victoria Cricket Club will be held this (Tues-
day) evening, at the Bee Hive Hotel, and the
meeting is particularly re-
quested to be present. The election of ground and
other business of importance will be considered.THE MEETING ADVERTISED ABOVE
will take place Tuesday evening, at the Bee Hive
Hotel, is further adjourned until Friday, the 25th
instant. By order.

Mr. HARRIS.

WINE DEALERS IN
CHOICE WINES, BRANDIES, WHISKIES,
CHAMPAGNE WINES, CLARETS,
CORDIALS, AND CALIFORNIA
WINES.Every description of choice Liquors to be found
in our house in use and used by the trade. All
orders will receive prompt attention.

au17

Grelley & Fittere,
IMPORTERS,
AND

WHOLESALE DEALERS IN

CHOICE WINES, BRANDIES, WHISKIES,
CHAMPAGNE WINES, CLARETS,
CORDIALS, AND CALIFORNIA
WINES.Every description of choice Liquors to be found
in our house in use and used by the trade. All
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au17

CRICKET.

TO THE BOYS !
On Leech River.

—GO TO THE—

BEE HIVE STORE !

(LATE W. WARD.)

Bacon Bar,

And obtain your

GRUB at WHOLESALE.

Town Prices for Cash.

Bacon Bar, August 18, 1865.

au17

Lowe Brothers,
COMMISSION MERCHANTS,
And Importers of

Provisions, Groceries,

French Wines, Liquors,

HAVANA CIGARS,

Naval Stores, Ropes, Canvases, Oars, &c., &c.

Wharf street, Victoria, V.I.

au11

Sporborg & Rueff,
COMMISSION MERCHANTS,
Importers and Wholesale Dealers

—IN—

Groceries, Provisions,

Boots and Shoes.

WHARF STREET.....VICTORIA, V.I.

141 D & W.

In the Supreme Court of Civil Justice,
Vancouver Island.

IN BANKRUPTCY.

In re William Culverwell.

A T A MEETING OF THE CREDI-
TORS of the above named Bankrupt, held at the
Court House, James Bay, Victoria, the 14th day of
August, 1865, before Mr. H. Young, Esq., was appointed
a Creditor or Trade Assignee of the above Estate, in
the person of Henry Nathan, Esquire, resident, and which
appointment he has duly accepted.

Dated 14th August, 1865.

DRAKE & JACKSON,
and ROBERT BISHOP,
Solicitors to the Trade Assignees.

au17

For Puget Sound !

THE STEAMER

"ELIZA ANDERSON,"

D. B. FINCH, Master,

LEAVES VICTORIA

Every Thursday Morning, at 6 o'clock,

—FOR—

OLYMPIA, and Way-Ports,

Taking passengers ad freight.

—FOR—

SUPERIOR facilities for carrying Cattle,

mhl

In the Supreme Court of Civil Justice,
of Vancouver Island.

IN BANKRUPTCY.

In re James Curtis, a Bankrupt.

HIS HONOR THE CHIEF JUSTICE

has appointed Mr. D. B. Finch, Master of

August, instant, at 6 o'clock, noon, at the Supreme

Court House, James Bay, Victoria, to whom

the Hudson's Bay Company's service, to whom property

is to be delivered, fees paid and accounts rendered,

or to his solicitors.

ROBERT BISHOP,
Solicitor to the Bankrupt,

Langley street, Victoria,

Dated 24th July, 1865.

au17

St. Louis College Church.

Feast of Napoleon III., Emperor
of the French.

SOLEMN HIGH MASS,

On SUNDAY, 20th Aug., at 11 o'clock, a.m.

De Month's celebrated Mass, so deservedly

admired by all, will be sung on the occasion by a

full Choir.

au17

NEW ADVERTISEMENTS.

JAS. ILES & WM. FLOTT,

Sailmakers and Riggers,

WHARF STREET, VICTORIA, V.I.

All orders promptly attended to.

au17

FOR SALE OR LEASE

THE RESIDENCE OF MR. J.

NAGLE, on James Bay. The house con-

tains nine rooms.

Also, a Water Lot and Wharf 90 feet long, with a

portion of the purchase money can remain on

mortage at 1½ per cent. monthly.

The premises can be inspected from 12 o'clock to

8 p.m.

For particulars apply on the premises.

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Chronicle copy

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THE BRITISH COLONIST

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COMMERCIAL

MARINE INTELLIGENCE.

ENTERED.

AUGUST 16—CANOE STAR, JANESON, SAN JUAN
Aug 17—Sloop Northern Light, Mountfort, Port Angeles.
Sloop Foam, Seely, Port Angeles.
Sloop W. B. Naylor, Mercer, San Juan
Brig Schleick's, Archimondoutou, Nanaimo
CLEARED.

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Aug 17—Sloop Northern Light, Mountfort, Port Angeles.
Sloop Foam, Seely, Port Angeles.
Sloop W. B. Naylor, Mercer, San Juan
Sime Enterprise, Mount, New Westminster

THE SEQUEL.—Our evening contemporary of yesterday jocosely alludes to the race between two Gilpins, members of the City Council, and vendors of tea, coffee, and other spicess, for the first chance of oil-wings to supply the messes of a newly arrived ship of war. We can give the sequel. A ter a devil-take-the-hindmost scamp down to Esquimalt, the ponderous Yates street dealer having the most powerful quadruped beat him of the Burlington Arcade and succeeded in getting on board the ship first, but to his great surprise found that with all his speed another dealer, partner in a well known establishment on Fort Street, had beaten him and was already well and complacently soliciting orders. On returning home the purveyor of Government street was met going off, having been constrained to wait for a boat, and solacing himself with the conviction that a certain mysterious document which he carried in his breast pocket would suffice to work the oracle.

MARINE DISASTER.—On Wednesday night, as the schooner Gazelle, Capt. Gollner, was making her way to Victoria with a cargo of 397 barrels of lime from Mr. Hibbard's kilns on San Juan Island, consigned to Mr. Lennox, of this port, she was suddenly found to have made sufficient water to ignite the lime, and the captain immediately made for shore, scuttling and sinking his vessel opposite McNeal's, in order to save her from being burnt. She lies in about four feet of water at low tide, and does not appear at present to be at all injured. The Gazelle has been recently laid up, and that may have caused her to leak in some of the seams, but she had just shortly before been pumped out, and the first intimation the captain had of her condition was perceiving the water coming through the cabin floor, and smoke issuing from the occasion by a full choir.

THE STEAMER THAMES came round last evening from Esquimalt with 200 to 300 tons of freight ex Philomela, in full order, chiefly consisting of wines, spirits and malt liquors. She is discharging at Bradward's wharf.

FROM THE COD BANKS.—The schooner Star, Captain Waller, arrived yesterday from the Northern Cod fisheries bringing 7,000 splendid looking fish. She left on the 4th April with eight men on board and went up the Eastern passage, reached the fishing ground on the 14th May, the first fish being taken about the latter end of May. The banks lie from one to five miles off the Russias shore in from fifteen to forty fathoms. The fish were not very plentiful, but Captain Waller was informed by the natives that they were there all the year round. The Kate experienced thick and heavy weather on the banks. She returned by the West Passage, making a fine run back of twelve days. She sighted nothing but the schooner Sawmill and a vessel going to Sitka.

FALSE ALARM.—About 12 o'clock last night the citizens were aroused from their slumbers by the vigorous ringing of the fire bell. There was a general turn out and rush to the streets but only to learn that the alarm was a false one intended to summon the firemen to their posts. This is the ship-of-war practice that does not answer on shore.

PURSUIT OF THE SHENANDOAH.—Doubts are expressed by naval gentlemen here as to the truth of the telegraphic report that H.M.S. Devastation had given up pursuit of the Shenandoah. They do not think that Captain Joffre would assume the responsibility without orders.

HIGH MASS will be celebrated at St. Louis College Church on Sunday next, being the feast of Napoleon III, Emperor of the French. Service will commence at 11 a.m., and DeMont's beautiful Mass will be sung on the occasion by a full choir.

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CITY COUNCIL.

THURSDAY, AUG. 17.

The adjourned meeting of the Council was held at 7:30 p.m. Present—Councillors Fell, Thorne, Carey and Hibbard. The absent members being the Mayor and Messrs. Smith and Jeffrey. The body of the Council Chamber was seated.

Mr. Hibbard called.

The minutes of the previous meeting were read and confirmed.

A communication was read from the Mayor stating that us there was no business before the meeting that he knew he could in any way forward, and he should not attend until the regular night of meeting.

VOTE OF WANT OR CONFIDENCE.

Mr. Thorne's notice of motion of want of confidence in the Mayor came up for consideration.

Mr. Carey moved that the motion be postponed till Monday evening next as he had good reasons for so doing.

Mr. Hibbard seconded Mr. Carey's resolution.

He was anxious to bring the matter as speedily as possible, but was equally desirous that not the least tittle of reason should be given for saying the Mayor had not had time to consider the motion. On Monday if any abortive explanations were offered he should certainly join in Mr. Thorne's motion, but there were various reasons why it should stand over till Monday.

Mr. Fell thought Mr. Carey's resolution was an advisable one. The matter was one of importance, and as the Mayor had promised to be present on Monday evening it was the best course to let him decide.

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Mr. Thorne was heard to say that he had not had time to consider the motion. He would like to know what time longer than had been given any man in reason would want. The Mayor, when he knew what was coming before the Council, was away at New Westminster for two meetings, and when he returned did not attend the meetings. He was not in favor of having any play. They were not playing with children, and he wanted to proceed to business, and not lose half a moment. His Worship knew his own mind as well as anybody, and he (Mr. Thorne) was not bound by his own play. If the Council would not accept his motion, he would have to go to the last resort. He could not make her run clearly but thought she was a passenger steamer with one mast resembling the Enterprise.

NOT THE SHENANDOAH.—A gentleman who came over from San Juan Island yesterday informs us that at the same time the Clio was seen entering Esquimalt another steamer was observed by himself and his companion to be coming from the direction of Newcompton, to if found this way, and to shape her course towards Port Angeles. They could not make her run clearly but thought she was a passenger steamer with one mast resembling the Enterprise.

LEITCH RIVER.—Good news is beginning to reach us from these diggings. Barnett the expressman informs us that the Mountain Rose Company commenced working on Tuesday, and washed up twice, taking out five ounces a day. The Sellick Co. have commenced work, but have not done much as yet. The United and other companies have commenced operations, and by the end of the month it is expected that a good deal of gold will be taken out.

SALE OF VALUABLE CITY PROPERTY.—Daniel Scott & Co. will offer for sale next week on their auction rooms some first-class city lots on Johnson, Broad and Baily streets, with a number of dwelling houses thereon, yielding a handsome rental. Also Carswell's valuable block on Fort and Langley streets with other property; particulars of which are set forth in the advertisement. Capitalists and speculators will have a fine chance for investment.

FROM PANAMA.—H.M.S. Clio, Captain Turnour, arrived yesterday afternoon in Esquimalt, forty-five days out from Panama direct. The Clio is a steam corvette carrying twenty-two guns with a complement of 290 men. She brings a number of supernumeraries for this station. We understand that she was off Rock Rocks at 9 o'clock on Wednesday night, owing to a thick fog was unable to make her destination.

BANKRUPTCY PROCEEDING.—Re Culverell's Estate.—His Honor yesterday, on the application of Messrs. Drake and Bishop, granted an order directing Mr. J. Banks to show cause why certain horses and mules and a buggy claimed by Banks, and stated to have been assigned to him a few days previous to Culverell's departure, should not be sold by the assignee.

NEW FIRMS.—Messrs. Isles and Flott announce elsewhere that they have commenced business as Sailmakers and Riggers on Wharf street, where all orders with which they may be favored will receive prompt attention.

THE COLLISION CASE.—The Admiralty suit between the Fideiholder and Alexandra will be tried before the Chief Justice on Thursday next. Mr. Ring yesterday handed in to the Court further authorities bearing on his case.

GOLD COMMISSIONERS AT BIRCH RIVER.—We learn from an official source that the Executive has not appointed the gentleman named in the Chronicle of yesterday to act as Gold Commissioner at Birch River.

THE SIX JAMES DOUGLAS.—Tenders for the repairs required to this steamer are called for by a Government notice in our advertising columns.

NOTHURST'S OFFENSIVENESS in many forms we use disinfecting agents. Impure breath, caused by bad teeth, tobacco, spirits, or catarrh, is neutralised by Sozodont. 'Tis a beautiful beautifier, and a great luxury as a dentifrice. The repulsive breath is by its use rendered fragrant as a rose, and coldness by friends or lovers will be no longer noticed. Druggists.

HOLLOWAY'S PILLS.—No Medicina can surpass these Pills in their purifying and corrective powers over the system, the bark, the brain, the heart, lungs, head, kidneys, spleen, liver, &c. to their influence, by which all diseases of those organs are arrested, all obstructions removed and every function is healthfully performed; the disease is removed, the appetite increased, scarcely any food disagrees; acidity and distaste alike are checked; nausea and biliousness disappear; firmness is given to every muscle, and tone to the skin; the joints are strengthened; the respiration becomes easier; the heart is strengthened; the wonderful Pills correct hysterical habits; whether resulting from residence in hot climates or over indulgence, they secure by night sound and refreshing sleep, which fits the body for renewed exertions.

SUPREME COURT.

[BEFORE CHIEF JUSTICE CAMERON.]

Thursday, August 17, 1865.

McGEE v. HALL.—His Honor yesterday gave judgment in this matter, directing the plaintiff should pay the defendant's costs.

INTERPLEADER SUITS.

Assignees of Henley v. Elliott & Stewart.—The Assignees claimed certain property of Henley under an assignment for the benefit of creditors.

Elliott & Stewart claimed as execution creditors.

The Judge directed an issue to try the respective claims.

Mr. Bishop for the assignees, and Messrs. Drake & Jackson for the execution creditors.

Chas. Wren, in re Robson v. Wren.—Wren claimed as a creditor, on which he asserted he had been paid by the Ericson Co.

Mr. Bishop for the assignees, and Messrs. Drake & Jackson for the execution creditors.

George v. Chas. Wren, in re Robson v. Wren.—Wren claimed as a creditor, on which he asserted he had been paid by the Ericson Co.

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Don't Look at this!

IF YOU DO YOU WILL FIND THAT

BROWN,

(Late BROWN & MATTHEWS), between the St. Nicholas and Island Hotels, has a

Great Sale of Clothing,

WHICH WILL CONTINUE FOR SIXTY DAYS!

Commencing Saturday, Aug. 12th.

\$5,000: \$5,000: \$5,000:

—OF—

CHOICE CLOTHING!

Bought cheap, and can be sold at FIFTY PER CENT. BELOW ENGLISH COST.

200 Suits selling for \$10; whole Suits for \$5, etc.

Now you all know how BROWN sells goods, so if you want to save your money

Come Along.

NEW GOODS!

EX
“PHILOMELA,”
And other Recent Arrivals.

STATIONERS' SMALL-WARES
FROM BIRMINGHAM.

With all the modern improvements, comprising:

COPYING AND SEAL PRESSES,

Damping Boxes, Pen Hooks, Inkstands, assort'd Paper Clips and Weights, Cash and Diced Boxes, Writing Desks, Cases and Folders; Gillott's Steel Pens; Backgammon and Chess Boards; Chess Men; Dominos; Dice; Date Calendars; Post Office Boxes; Ivory, Parrot, Cuckoo, Card Case, Ivory Paper Holders and Tablets, Artists' Materials; Mathematical Instruments; Porcelain Plates; Pocket Compasses; Spring Tape Measures; Eyelet Machines; Ladies' Campaigns; Indelible Ink, etc.

—ALSO,—

A full assortment of the following

Writing Papers & Envelopes!

Blank Books; Memoranda and Pass Books; Penny's Metallo Mem.; Faber's Lead Pencils; Arnold's Writing Fluid; Faber's Drawing Pencils; Arnold's Copying Ink; Faber's Creté Louis; Arnold's Carbons; Rodger's Pocket Cutters; Scissors; Windsor & Newson's Water Colors; Mann's Paints; Books, Scrap Books, G. E. Well's Invoice and Letter Files; Exhibition Prize Wax; Whatman's Drawing Paper, Tracing Paper, and Cloth; Endless and Mounted Drawing Paper; Great Mogul Playing Cards; Bristol Board; Printing and Wrapping Paper; Tissue and Fancy Papers; Blotting Paper.

—FOR SALE BY—

Thomas C. Nuttall & Co., COR. Wharf and Fort streets.

August 8th, 1865. aub 1m

New Goods!

EX SHIP
‘PHILOMELA’

FROM LONDON.

Ladies' Oxford Scarlet and Velvet Jackets; do. Sax and Wool Long Shawls, Lambwool Vests, &c., do. Balmoral, Shetland and striped Lambswool Hoses;

Violet, grey and Oxford nap Cloth Cloaking; Printed Coral Silk Handkerchiefs;

Mohair and Printed Rugs;

Gentlemen's suits of Cloting—latest styles;

do. Sac Jackets, Chesterfield Overcoats;

Frock and Dress Coats, Vests and Trousers;

do. Lambswool Drawers, Undershirts and half Hoses;

do. Baltic, Fancy Woolen, and White Shirts;

—ALSO,—

150 boxes best English Candles, 25 lbs. each;

Fine pale Cognac Brandy, in quarter casks, octaves, and cases;

Printing, Wrapping and Writing Paper;

Napoleon, Wellington and Watertight Boots—American shapes.

—FOR SALE BY—

M. W. T. DRAKE.

August 16th, 1865. aub 1m

The Infallible Remedy.

DAILY AND WEEKLY

Holloway's Ointment.

Contracted or Stiff Joints.

All those complaints in the London dispensary would hardly benefit much by the usual chronic cases of contracted or stiff joints; whereas if this invaluable ointment be effectually rubbed into such parts twice a day, the effects will be immense.

Paralytic patients even can derive advantages from this fine remedy when other means fail.

Soldiers, sailors, and miners, use this famous Ointment in all parts of the world.

Disorders of the Kidneys, Stone and Gravel.

In any of the above complaints more benefit may be derived in twenty-four hours by adopting the simple method of applying the Ointment directly to the part.

But cases if the Ointment be rubbed into the small of the back over the region of the kidneys, it will quickly penetrate, and in most instances, give immediate relief. Six eight grain Pills should be taken daily according to circumstances.

Diphtheria, Sore Throats, &c.

These maladies are of so serious and dangerous a nature that the Ointment would not be recommended unless the Proprietor was sure of its effect. It will however, every other malady have a decided and immediate effect, and delay until the patient is beyond recovery. It is a sovereign remedy for sore throat. Settled Coughs or wheezing will be promptly removed by rubbing in this Ointment. It will also relieve the chest of infants whenever there is any stiffness, tightness, or other affection of breathing.

Bad Legs, Bad Roads, Old Wounds, Sores and Ulcers.

It is surprising how quickly a sore, ulcer, or wound, deprives the body of strength, and limits for the duties of life; but it is no less wonderful how rapidly the Ointment removes the pain.

Robertson's Healing Ointment.

When it is used according to directions, and assisted by appropriate doses of the Pills, the patient is beyond recovery.

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